

1 SB66
2 149136-4
3 By Senator Reed
4 RFD: Commerce, Transportation, and Utilities
5 First Read: 05-FEB-13
6 PFD: 01/30/2013

1 SB66

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 To amend Sections 13A-7-24 and 13A-7-25, Code of
12 Alabama 1975; to further define criminal tampering.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Sections 13A-7-24 and 13A-7-25, Code of
15 Alabama 1975, are amended to read as follows:

16 "§13A-7-24.

17 "The following definitions apply to Sections
18 13A-7-25 and 13A-7-26:

19 "(1) TAMPER. To improperly interfere, meddle with or
20 make an unwarranted alteration in the condition of property of
21 another.

22 "(2) PROPERTY. As used in the context of Sections
23 13A-7-25 and 13A-7-26, such term means any tangible or
24 intangible property, real or personal, public or private, and
25 includes the commodities and services of a utility nature,
26 such as gas, electricity, steam and water.

1 "(3) UTILITY. An enterprise which provides gas,
2 electric, steam, water, sewage, transportation or
3 communication services, cable and broadband services, and any
4 institution that provides health and safety protection or
5 other public services; it may be either publicly or privately
6 owned.

7 "§13A-7-25.

8 "(a) A person commits the crime of criminal
9 tampering in the first degree if, ~~having~~ the person does any
10 of the following:

11 "(1) Having no right to do so or any reasonable
12 ground to believe that he or she has such a right, ~~he~~
13 intentionally causes substantial interruption or impairment of
14 a service rendered to the public by a utility.

15 "(2) Threatens an individual with a deadly weapon or
16 dangerous instrument with the intent to obstruct the operation
17 of a utility. This subdivision only applies if the individual
18 is working under the procedures and within the scope of his or
19 her duties as an employee of the utility and has properly
20 identified himself or herself when asked by stating his or her
21 name, employer, and purpose of work.

22 "(b) Criminal tampering in the first degree is a
23 Class C felony."

24 Section 2. This act shall become effective on the
25 first day of the third month following its passage and
26 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to
the Senate committee on Commerce, Transportation,
and Utilities..... 05-FEB-13

Read for the second time and placed on
the calendar 1 amendment..... 07-FEB-13

Read for the third time and passed as
amended 21-FEB-13

Yeas 29
Nays 1

Patrick Harris
Secretary